HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 16120 OF 2007

DATE: 10.09.2007

Between:

Nampally Janardhan & another

..... PETITIONERS

AND

The Station House Officer,
Wardhannapet Police Station,
Warangal District & 5 others.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No. 16120 OF 2007

ORDER: (Per Hon'ble Sri Justice A. Gopal Reddy)

The parents of the missing girl Nampally Kavitha, addressed a

letter to the Hon'ble Chief Justice alleging that their neighbour, 6th respondent herein, who is a married person, induced their minor daughter Kavitha and took her away from their custody. While leaving the house, their daughter took away net cash of Rs.1,00,000/- apart from 5 tolas of gold. On the basis of the said letter, the present writ petition is taken up and notices were issued to the respondents.

Station House Officer of Wardhannapet Police Station filed counter affidavit stating that on 30.5.2007, the father of the girl lodged a complaint alleging that on 29.5.2007 he and his wife left their house to attend agricultural works, leaving their daughter Ms. Kavitha, aged about 17 years, in the house and when they returned to their house, they found that their daughter was missing and on enquiry through their relative Nampally Ellamma, he came to know that their daughter was taken away by one Mr. Palabindula Komurelli, 6th respondent herein in an auto rickshaw and she was kidnapped by him. Basing on the said complaint, a case in Crime No.90/2007 was registered under Section 366-A IPC on 30.5.2007 and investigation has been taken up. During the course of investigation, search party apprehended the accused and the victim girl at Warangal bus stand and brought them to the police station. The accused was arrested, produced before the III Additional Judicial first Class Magistrate, Warangal and remanded to judicial custody. The victim girl was referred to medical officer for determination of her age and medical examination. The victim girl was produced before the Special Judicial First Class Magistrate for Prohibition and Excise Cases, Warangal on 31.8.2007 for recording her statement under Section 164 Cr.P.C. In her statement before the Magistrate, she stated that she voluntarily went along with the accused. Later, the girl was sent along with her parents.

Inasmuch as crime has been registered and investigation is under progress and as the victim girl is handed over to her parents, nothing remains in this writ petition for adjudication. However, the police are directed to file appropriate report/charge sheet before the Magistrate concerned after complication of the investigation into the crime.

The Writ Petition is accordingly dismissed. No costs.

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A. GOPAL REDDY, J.

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10th SEPTEMBER, 2007 P. SWAROOP REDDY, J.

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